

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BONNIE J. HIBBS,)
Plaintiff,) CASE NO. C13-2305-RSM-MAT
v.)
CAROLYN W. COLVIN, Acting) REPORT AND RECOMMENDATION
Commissioner of Social Security,)
Defendant.)

)

Plaintiff brought this action to seek judicial review of the denial of her applications for Disability Insurance Benefits (DIB) and Supplemental Security Income (SSI) by the Commissioner of the Social Security Administration. The parties have now stipulated that this case should be reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). (Dkt. 21.)

Based on the stipulation of the parties, the Court recommends that this case be REVERSED and REMANDED for further administrative proceedings. The parties have stipulated that, on remand, the Administrative Law Judge (ALJ) will: (1) provide a *de novo* hearing and a new decision regarding plaintiff's DIB and SSI applications; (2) further evaluate

01 plaintiff's sleep apnea and determine whether it is a severe impairment; (3) further evaluate
02 plaintiff's obesity, GERD, and credibility, and (4) determine plaintiff's residual functional
03 capacity. Additionally, upon proper application, the Court will consider plaintiff's application
04 for attorney fees and expenses pursuant to 28 U.S.C. § 2412, and costs pursuant to 28 U.S.C. §
05 1920.

06 Given the above, the Court recommends that United States District Judge Ricardo S.
07 Martinez immediately approve this Report and Recommendation and order the case
08 REVERSED and REMANDED for further administrative proceedings. A proposed order
09 accompanies this Report and Recommendation.

10 DATED this 21st day of August, 2014.

11 
12

13 Mary Alice Theiler
14 Chief United States Magistrate Judge
15
16
17
18
19
20
21
22